

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**vs.**

**FRANCISCO J. MARTINEZ,**

**Defendant.**

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**CASE NO. 8:05CR333**

**ORDER**

This matter is before the Court on the Defendant's pro se motion to reduce his sentence as a result of the recent amendments to the crack cocaine sentencing guidelines (Filing No. 93).

The Defendant's case involved actual methamphetamine and did not involve crack cocaine. (Filing No. 1.) Therefore,

IT IS ORDERED that the Defendant's motion to reduce his sentence as a result of the recent amendments to the crack cocaine sentencing guidelines (Filing No. 93) is denied.

DATED this 1<sup>st</sup> of April, 2009.

BY THE COURT:

s/Laurie Smith Camp  
United States District Judge